

16805
U.S. PTO

022304

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FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 634.00)

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Lon Stone
Examiner Name	
Art Unit	
Attorney Docket No.	14142-0003

10/07/03 PTO
2238 022304

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	50-1329
Deposit Account Name	Stradling, Yocca, Carlson & Rauth

The Director is authorized to: (check all that apply)

-
- Charge fee(s) indicated below
-
- Credit any overpayments
-
-
- Charge any additional fee(s) or any underpayment of fee(s)
-
-
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	385
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$ 385)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
22	-20** = 2	x 9	\$18
Independent Claims 5	-3** = 2	x 43	\$86
Multiple Dependent			145 = \$145

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$ 249)		

*or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

(Complete if applicable)

Name (Print/Type)	Louis C. Cullinan	Registration No. (Attorney/Agent)	39,645	Telephone	949-725-4154
Signature	February 23, 2004				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

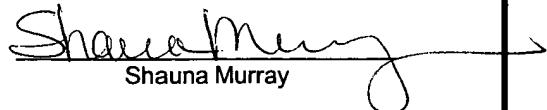
This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT

CERTIFICATE OF MAILING

I hereby certify that on 2-23-04 this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Shauna Murray

Applicant: **Stone, et al.**
Serial No.: **60/453,558**
Filed: **March 11, 2003**
Title: **PLASMA DETOXIFICATION SYSTEM
AND METHOD**
Group Art Unit: **Not Assigned**
Examiner: **Not Assigned**
Docket No.: **14142.0003**

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**PETITION FOR REVIVAL OF A PROVISIONAL APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Commissioner of Patents
P.O Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the notice of missing parts plus any extensions of time actually obtained. This case was transferred to the undersigned attorney from another law firm. There is no record that the required \$80.00 was ever paid. After diligent effort the undersigned attorney was unable to obtain files from the former law firm and thus contacted the Applications Branch of the USPTO. The examiner in the Application Branch informed the undersigned attorney that the subject provisional application was deemed abandoned for failure to pay the required filing fee.

The undersigned attorney was unable to determine the exact date of abandonment and there is some dispute as to whether the filing fee was actually paid. The applicants, Mr. Lon Stone and Mr. Craig Roberts stated to the undersigned attorney that they had authorized the filing fee payment and presumed that it was paid.

Therefore, any abandonment was clearly unintentional. A utility application claiming priority to the subject application is being filed along with this Petition to Revive and the applicants respectfully request that this petition be granted and their priority date preserved. To the best of the undersigned attorney's knowledge, there have not been any intervening public disclosures, offers for sale, or publications, however, the priority date may be important to the applicants should prior art under 35 U.S.C. §102 (e) surface during prosecution.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

1. Petition Fee

- Small Entity – fee \$ 665.00 (37 CFR 1.17(m))
- Small entity status claimed (see 37 CFR 1.27)
- Other than small entity – fee \$1,330.00 (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of a(n) _____
(identify type of reply)
- has been filed previously on _____.
 - is enclosed herewith.
- B. The Filing fee of \$ 80.00
- Please charge the filing fee payment to Deposit Account 50-1329.
 - is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- Because this is a provisional patent application, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20 (d)) of
\$ _____ for a small entity or \$ _____ for other than small entity)
disclaiming a period equivalent to the period of abandonment is enclosed
herewith.

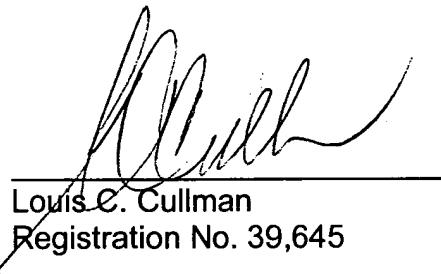
4. Payment of fee

- Enclosed please find check for \$665.00. \$1,330.00.
- Charge Account 50-1329 for any additional fee required.

Charge Account 50-1329 the sum of \$673.00 (the petition fee and filing fee).

Charge Account 50-1329 for any additional fee required. A duplicate of this petition is attached.

5. Statement. The entire delay in filing the required reply from the due date of the required reply until the filing of a grantable petition under 37 CFR 1.137 (b) was unintentional.



Louis C. Cullman
Registration No. 39,645

February 23, 2004

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